IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

Crl.Rev.Pet.No. 693 of 2004(B)

CRA.240/2001 of ADDL. SESSIONS COURT, (FAST TRACK-I), PALAKKAD
ST.1609/1998 of JUDICIAL FIRST CLASS MAGISTRATE COURT, PATTAMBI

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REVN. PETITIONER: APPELLANT/ACCUSED

C.P.SUDHAKARAN S/O. VELU, CHERUPARAMBATH VEEDU, THRIKULAM, KARIPARAMBU, P.O.THIRURANGADI, MALAPPURAM DISTRICT.

BY ADV. SRI.T.KRISHNANUNNI

RESPONDENTS: RESPONDENTS/COMPLAINANT AND STATE/

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1. K.M.VENUGOPALAN S/O. KUNHUNNI, MALAPPURATHU, KODAVAMPARAMBIL, KOTHANCHIRA AMSOM DESOM, OTTAPALAM TALUK.

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM

BY ADV. SMT.PREETHY KARUNAKARAN
SRI.R.RAJESH KORMATH
SRI.JAYKAR.K.S.
SRI.RAHUL VARMA
SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 28/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON CRL. M.A. NO. 6300/2004 IN CRL.R.P.NO. 693 OF 2004

DISMISSED

28.02.2007 SD/- K.R.UDAYABHANU, JUDGE.

/True Copy/

P.A. to Judge.

K.R. UDAYABHANU, J

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CRL. R.P. NO. 693 OF 2004

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Dated this the 28th day of February 2007

O R D E R

The petitioner stands convicted for the offence under section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay an amount of Rs.1,05,000/- as compensation under section 357(3) Cr.P.C.

2. The revision petitioner has only sought for modification of sentence. It is submitted that the entire amount of compensation has been deposited before the court below. In the circumstances, sentence is modified to imprisonment till rising of the court and the latter portion of the sentence is retained and confirmed. The revision petitioner shall appear before Judicial First Class Magistrate, Pattambi on 28.03.2007 to receive sentence.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

RV